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Sussex County Board of Adjustment

REVISED AGENDA

SEPTEMBER 22, 2014

7:00 P.M.

Call to Order

Approval of Agenda

Approval of Minutes of August 4, 2014

Approval of Finding of Facts of August 4, 2014

Approval of Minutes of August 18, 2014

Approval of Finding of Facts of August 18, 2014

Public Hearings

Case No. 11448 David L. Banks & Rt. 26 Car Wash, Inc.

southwest of Route 26 (Atlantic Avenue) 70 feet northwest of Route 17 (Roxana Road) (911 Address: None Available) (Tax Map I.D. 1-34-11.00-179.04).

A special use exception to place an off-premise sign and a variance from the separation requirement from another off-premise sign.

Case No. 11449 Birdie Tucker

west of Road 258 (Hudson Road) and being east of E Lake Drive 150 feet south of Dan's Lane and being Lot 3 within Lazy Lake Subdivision (911 Address: 119 E Lake Drive, Milton, DE) (Tax Map I.D. 2-35-26.00-81.00).

A variance from the side yard setback requirement.

Case No. 11450 Faith R. Goldstein

east of Route One (Coastal Highway) and being south of Bay Road 180 feet west of Ocean Road and being Lot 2 (Unit 2) Tween The Waters II Condominium in Tower Shores Subdivision (911 Address: None Available) (Tax Map I.D. 1-34-5.00-95.00 Unit 2).

A variance from the side yard and rear yard setback requirement.



Case No. 11451 J. David Amos

northeast of Oak Orchard Road (Road 297) and being southeast of Cannon Road 450 feet northeast of Fagan Street, aka Forest Drive, and being Lots 39 and 41 of the Addition to Charles C. Fagan and Delaware Oyster Farms Lots (911 Address: 28251 Cannon Street, Millsboro, DE) (Tax Map I.D. 2-34-35.05-18.00).

A special use exception for a garage/studio apartment.

Case No. 11452 Kathleen Stone / John Meyer

northeast of Route One (Coastal Highway) 65 northwest of Carolina Street and being Lot 5 and part of Lot 6 within Killen's Addition Subdivision (911 Address: 38439 Carolina Street, Rehoboth Beach, DE) (Tax Map I.D. 3-34-20.09-167.00).

A variance from the fence height requirement in the front yard

Case No. 11453 Anthony Balsamo

south of Route 54 (Lighthouse Road) and being west of Cleveland Avenue 1,050 feet south of Lincoln Drive and being Lot 26 Block 4 within Cape Windsor Subdivision (911 Address: 38852 Cleveland Avenue, Selbyville, DE) (Tax Map I.D. 5-33-20.18-115.00).

A variance from the side yard and rear yard setback requirement.

Case No. 11454 Eva M. & Sean Malone

north of Route 64 (Dorothy Road) 600 feet west of U.S. Route 13 (Sussex Highway) (911 Address: None Available) (Tax Map I.D. 3-32-7.00-18.00).

A special use exception to operate a daycare facility.

Case No. 11455 David E. Haines

east of Road 279 (Camp Arrowhead Road) and being south of North Drive, 400 feet west of Bay View Drive and being Lot B-21 within West Bay Park a Mobile Home Park (911 Address: None Available) (Tax Map I.D. 2-34-18.00-40.00 Unit 12506).

A variance from the separation requirement between units in a mobile home park.

Case No. 11456 John & Carol Elliott, F. & M. Etzel

north of Route 54 (Lighthouse Road) and being west of Mallard Drive 600 feet north of Swann Drive and being Lot 68 Block H within Swann Keys Subdivision (911 Address: 36971 Mallard Drive, Selbyville, DE) Tax Map I.D. 5-33-12.16-78.00).

Case No. 11457 Bak, LLC

northwest corner of Country Club Road (Road 273) and Coastal Highway (Route One) and being Lot 3 within Rehoboth Gateway Commercial Subdivision (911 Address: None Available) (Tax Map I.D. 3-34-13.00-325.48).

A special use exception to place an off-premise sign and a variance from the maximum square footage, height requirement and side yard setback requirement.

Old Business

Case No. 11444 Wolfram H. & Arlene S. Andrews

south of Route 54 (Lighthouse Road) and being east of Roosevelt Avenue 1,200 feet south of Lincoln Drive and being Lot 22 Block 7 within Cape Windsor Subdivision (911 Address: 38815 Roosevelt Avenue, Selbyville, Delaware) (Tax Map I.D. 5-33-20.18-13.00).

A variance from the front yard and rear yard setback requirement.

Board of Adjustment meetings can be monitored on the internet at www.sussexcountvde.gov.

In accordance with 29 Del. C. §10004(e)(2), this Agenda was posted on August 25, 2014, at 9:00 a.m., and at least seven (7) days in advance of the meeting.

This Agenda is subject to change to include the addition or deletion of items, including Executive Sessions, which arise at the time of the Meeting.

Agenda items listed may be considered out of sequence.

Revised: September 2, 2014 (to include Approval of Minutes & Finding of Facts for August 4, 2014)

Revised: September 10, 2014 (to include Approval of Minutes & Finding of Facts for August 18, 2014 & Old Business Case No. 11444)

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